

**IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF ALABAMA
NORTHERN DIVISION**

UNITED STATES OF AMERICA)	
)	
)	
v.)	2:12-CR-20-WKW
)	
)	
CHIQUITA SMITH,)	

UNOPPOSED MOTION TO CONTINUE SENTENCING HEARING

COMES NOW, J. Carlton Taylor, as attorney of record for Chiquita Smith and files this her Unopposed Motion to Continue Sentencing Hearing in the above-styled case as a ground therefore would show unto this Honorable Court as follows:

1. This Honorable Court has scheduled sentencing in this matter for August 15, 2012.
2. That the undersigned was appointed to this case on June 21, 2012 and received discovery from the Government which includes 15 CD's.
3. That the undersigned needs additional time to review the evidence, the original discovery, to fully and completely explore any and all possible amounts of loss attributable to the defendant, to schedule any necessary proffer sessions and to allow the undersigned to properly prepare to represent the defendant at her sentencing hearing.
4. That the undersigned has had several meetings with Assistant U.S. Attorney Brent Woodall who has no objection to the granting of a continuance of the sentencing in this case and has indicated to defense counsel that he believes

a continuance would be appropriate based on the totality of the circumstances. Further, the undersigned has discussed the filing of this motion with the defendant who also does not oppose the granting of a continuance.

5. That the Defendant would be denied due process if counsel were not granted sufficient time to prepare her case for sentencing and to have a reasonable time to review the evidence and advise the Defendant.
6. Requests for a continuance are addressed to the sound discretion of the trial court. United States v. Darby, 744 F.2d 1508, 1521 (11th Circuit 1984), reh. denied 749 F.2d 733, cert. denied 471 U.S. 1100 (1985). Courts have repeatedly recognized that a continuance in order to provide adequate preparation by counsel serves the ends of justice. United States v. Goetz, 826 F.2d 1025,1028 (11th Circuit. 1987).

WHEREFORE, PREMISES CONSIDERED, the Defendant prays this Honorable Court will continue this matter to the Court's next available trial term.

RESPECTFULLY SUBMITTED, this the 21st day of July, 2012.

/s/ J. Carlton Taylor
J. Carlton Taylor, Esq.
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CERTIFICATE OF SERVICE

I hereby certify that a copy of the above and foregoing pleading has been served on those individuals listed below, by CM/ECF email electronic service (or by hand delivery), on this the 21st day of July 2012.

RESPECTFULLY SUBMITTED, this the 21st day of July, 2012.

/s/ J. Carlton Taylor
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